

REMARKS

The last paragraph on page 4 and the first paragraph on page 5 of the Amendment filed on July 9, 2002 inadvertently referred to Peterzell et al., (U.S. Patent No. 5,722,063), when those paragraphs should have referred to Sevic, et al., (U.S. Patent No. 6,069,525). The Examiner only referred to Peterzell et al. in his argument on page 5, line 7, to page 6, line 2, of the Office Action, when page 5, line 17 to page 6, line 2, actually refers to Sevic et al. Therefore, please disregard the previously mentioned paragraphs in the Amendment filed on July 9, 2002 and substitute therefor the following two paragraphs:

Sevic et al., as the Examiner states in the Response to Arguments section of the final Office Action, may disclose a mode select signal which may be a logic indicating whether a dual-mode CDMA/AMPS wireless communication device employs the CDMA mode of operation or AMPS mode of operation, (Office Action, page 5, line 17, to page 6, line 2). Sevic et al., however, does not disclose that the mode select signal is generated based on a radio signal that has been actually received, because the structure shown in Fig. 1 of Sevic et al. may be applied for a transmitter.

Therefore, Sevic et al. cannot select a usable radio communication mode from plural types of modes based on a radio signal that has been actually received, even if the control circuit 102 of Sevic et al. selects a mode based on the employed modes.

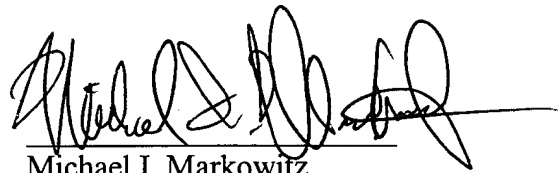
In addition, with regard to Peterzell et al., the Examiner indicates that a received signal is input to a band-pass filter via a low noise amplifier (LNA), and that the received signal alternatively bypasses the LNA and is input to the band-pass filter. However, Peterzell et al. does not disclose that the communication mode is selected based on the received signal.

In view of the foregoing, it is respectfully submitted that claims 1-35 are allowable over the art.

Reconsideration and allowance are most respectfully solicited.

Any fee due with this paper, not fully covered by an enclosed check, may be charged on Deposit Account 50-1290.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michael I. Markowitz', with a long horizontal flourish extending to the right.

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